

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, MARCH 6, 2000
AT 2:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

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CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 2:05 p.m.

City Attorney Gwinn announced that today in court Judge Judith McConnell in the California Superior Court ruled in favor of the City of San Diego and the Redevelopment Agency in the two massive challenges to the Environmental Impact Report on the Ballpark Redevelopment Project. It was an absolute clean-sweep ruling. She ruled that the City Council acted appropriately on everything done and comprehensively considered everything, looking at all the issues properly, mitigated what could be mitigated and that the Environmental Impact Report was thoroughly and completely proper.

The meeting was recessed by Chairperson Wear at 4:04 p.m. to convene as the Redevelopment Agency. The regular meeting was reconvened by Chairperson Wear at 4:05 p.m. with Mayor Golding, Council Member Mathis, and Council Member Stevens not present. Chairperson Wear adjourned the regular meeting at 4:10 p.m. into the Redevelopment Agency Special Closed Session Meeting in the twelfth floor conference room to confer with Real Property Negotiator in matters regarding San Diego Naval Training Center, and then to the next regular City Council Meeting of Monday, March 13, 2000.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Golding-present
- (1) Council Member Mathis-Excused by R-292907 for personal reasons
- (2) Council Member Wear-present
- (3) Council Member Kehoe-present
- (4) Council Member Stevens-present
- (5) Council Member Warden-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Vargas-present

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Clerk-Abdelnour (rl)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor Golding-present
- (1) Council Member Mathis-not present
- (2) Council Member Wear-present
- (3) Council Member Kehoe-present
- (4) Council Member Stevens-not present
- (5) Council Member Warden-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Vargas-present

ITEM-10: INVOCATION

Invocation was given by Pastor Gregory Carson of New Covenant Worship Center.

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Wear.

NON-AGENDA COMMENT:

PUBLIC COMMENT-1:

Mr. Don Stillwell commented on Election Day and Proposition 22.

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FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B188-233.)

PUBLIC COMMENT-2:

Allyson Smith commented on the City Council voting to oppose Proposition 22.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B234-254.)

PUBLIC COMMENT-3:

Walter Bombard commented on De Anza Point homes and families in a mobile home park.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B255-271.)

PUBLIC COMMENT-4:

Daniel Beeman commented on 3rd District improvements he feels needs to be made.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B272-397.)

PUBLIC COMMENT-5: REFERRED TO CITY MANAGER:

Marc Lindshield commented on a road name change in San Pasqual Valley.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B398-440.)

COUNCIL COMMENT:

COUNCIL COMMENT-1:

Council Member Warden commented on Clairemont Boys and Girls Club giving away free trigger locks.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B441-463.)

COUNCIL COMMENT-2: **REFERRED TO CITY MANAGER and NR&C COMMITTEE:**

Council Member Kehoe commented on last weeks sewer spill near Adobe Falls Road. She would like to see the Natural Resources & Culture Committee take up the issue on what kind of monitoring is on the pipes (especially in remote areas), and how that monitoring system can be tightened up, what it would cost and the timeline for getting it done.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B464-489.)

COUNCIL COMMENT-3:

Council Member Stevens commented asking the City Attorney to clarify Proposition 22.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B490-523.)

COUNCIL COMMENT-4: **REFERRED TO CITY MANAGER:**

Council Member Wear commented regarding the dedication of the Fiesta Island Youth Camp. Council Member Wear further commented to refer to City

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Manager an inquiry on when he anticipates Council hearing a report on the update of the San Diego Regional Public Safety Institute at the Naval Training Center.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B524-579.)

COUNCIL COMMENT-5:

Council Member Stallings commented on the ribbon cutting of a new Pacific Beach entryway sign.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B580-C012.)

COUNCIL COMMENT-6:

Council Member Vargas commented on the opening of the police substation on 25th and Imperial.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: C013-030.)

COUNCIL COMMENT-7:

Council Member Stevens commented on the Hall of Champions Building and the need for a larger sign that says such, in addition to the current sign "The Federal Building."

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: C031-041.)

SPECIAL ORDERS OF BUSINESS

ITEM-30: Approval of Council Minutes.

TODAY'S ACTION IS: APPROVED

Approval of Council Minutes for the meetings of:

1/24/2000 Adjourned
1/24/2000 Special Meeting
1/25/2000 Adjourned
1/31/2000
1/31/2000 Special Meeting
2/01/2000
2/01/2000 Special Joint Meeting
2/07/2000
2/08/2000
2/14/2000 Adjourned
2/15/2000 Adjourned

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A036-041.)

MOTION BY WARDEN TO APPROVE. Second by Wear. Passed by the following vote: Mathis-not present, Wear-yea, Kehoe-yea, Stevens-not present, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-31: Mental Retardation Awareness Month.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-935) ADOPTED AS RESOLUTION R-292803

Proclaiming the month of March 2000 to be "Mental Retardation Awareness Month" in San Diego, and urging all San Diegans to give their full support to help efforts towards enabling people with mental retardation to live meaningful lives and achieve their fullest potential.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A384-489; B036-043.)

MOTION BY KEHOE TO ADOPT. Second by Wear. Passed by the following vote:
Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-32: Iranian-American Day.

COUNCILMEMBER McCARTY'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-749) ADOPTED AS RESOLUTION R-292804

Recognizing the contributions of the Iranian American community and
proclaiming March 20, 2000 as "Iranian American Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A591-B043.)

MOTION BY KEHOE TO ADOPT. Second by Wear. Passed by the following vote:
Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-33: PRESENTED

Presentation of the 1999 Resident Satisfaction Survey Acknowledgments.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B044-181.)

ITEM-34: 20th Annual San Diego Saint Patrick's Day Parade and Celebration Day.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-969) ADOPTED AS RESOLUTION R-292805

Proclaiming March 11, 2000 to be "20th Annual San Diego Saint Patrick's Day Parade and Celebration Day" in San Diego and commending the participants and organizers for creating a joyous Saint Patrick's Day event which celebrates both strength, and wonderful spirit of the Irish people.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A490-590; B036-043.)

MOTION BY KEHOE TO ADOPT. Second by Wear. Passed by the following vote: Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-50: Amending the Permanent Rules of Council.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 2/22/00. (Council voted 9-0):

(O-2000-138) ADOPTED AS ORDINANCE O-18782 (New Series)

Adoption of an Ordinance amending Chapter II, Article 2, Division 1, of the San Diego Municipal Code by amending Section 22.0101, relating to Permanent Rules of the Council, by amending Rule 3, to reverse the order of numbers 3 and 4, to place Special Orders of Business before Non-Agenda Public Comment.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C115-149.)

CONSENT MOTION BY KEHOE TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by Wear. Passed by the following vote: Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

- * ITEM-51: Amendment to the Centre City Planned District Ordinance - Delete Street Level Uses Along Cedar Street.

(Little Italy Redevelopment District of Expansion Sub Area of the Centre City Redevelopment Project. District-2.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 2/22/00. (Council voted 8-0. Councilmember Wear not present):

(O-2000-132) ADOPTED AS ORDINANCE O-18783 (New Series)

Adoption of an Ordinance amending Chapter X, Article 3, Division 19, of the San Diego Municipal Code by amending Figure 3 relating to required Street Level Uses.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C115-149.)

CONSENT MOTION BY KEHOE TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by Wear. Passed by the following vote: Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

- * ITEM-100: Amending the 2000 Legislative Calendar for Meetings of the San Diego City Council and Standing Committees, by adding a Natural Resources and Culture (NR&C) Committee Meeting, Wednesday, March 29, 2000, at 2:00 p.m.

NATURAL RESOURCES AND CULTURE COMMITTEE'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-948) ADOPTED AS RESOLUTION R-292806

Amending the schedule of meetings for the City Council and Standing Committees of the City Council for the period of January 1, 2000 through December 31, 2000, by adding a Natural Resources and Culture (NR&C) Committee meeting on Wednesday, March 29, 2000, at 2:00 p.m., in the Council Committee Room, 202 'C' Street, San Diego, CA 92101.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C115-149.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Wear. Passed by the following vote: Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

- * ITEM-101: Two actions related to Naming and Dedicating Delta Street and Friars Road.
(Southcrest and Navajo Community Areas. Districts-4 and 7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2000-887) ADOPTED AS RESOLUTION R-292807

Dedicating portions of Lots 67 and 69 of a portion of Ex-Mission Lands of San Diego, known as Horton's Purchase, Map-283, for public street purposes and naming the same Delta Street.

Subitem-B: (R-2000-888) ADOPTED AS RESOLUTION R-292808

Dedicating portions of Block 2, according to Map of Grantville and Out Lots as shown by Junipero Land and Water Company's Map-1, for public street purposes and naming the same Friars Road.

On February 5, 1990, City Council Resolution R-275066 authorized the acquisition of property rights required to widen and complete the alignment of right-of-way along the north side of Delta Street, between 43rd and 44th Streets. This widening project has been completed, and the curb, gutter, and sidewalk are now uniformly aligned. On September 14, 1992, City Council Resolution R-280625 authorized the acquisition of property rights to widen the Friars Road Bridge over the San Diego River from four to six lanes. This widening project has been completed. The rights-of-way acquired for the widening projects now need to be dedicated for street purposes.

None with this action.

Culbreth-Graft/Griffith/SLG

COUNCIL ACTION: (Tape location: C115-149.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Wear. Passed by the following vote: Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-102: Two actions related to the North Hempstead Circle Storm Drain.

(Mid-City Community Area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2000-904) ADOPTED AS RESOLUTION R-292809

Approving the acceptance by the City Manager of Easement Deeds of Pamela L. Bean, and Esther A. Kobusch, granting to the City portions of Lots 5 and 6, Block 10, Unit 1, Map-1875 of Kensington Heights.

Subitem-B: (R-2000-905)

ADOPTED AS RESOLUTION R-292810

Vacating the drainage easement located on Lots 5 and 6, Kensington Heights, Unit No. 1, Block 10, Map-1875.

CITY MANAGER SUPPORTING INFORMATION:

The existing storm drain across these two properties failed and caused a sinkhole in the backyards. City staff obtained a Right of Entry from the property owners to install a new storm drain facility at a different location. The property owners then executed easement deeds to the City to perfect the title to the new drainage easement. As consideration for the new easement the City proposes to vacate the existing drainage easement.

FISCAL IMPACT:

None.

Culbreth-Graft/Griffith/RAG

FILE LOCATION:

SUBITEM A & B: DEED F-7715

COUNCIL ACTION:

(Tape location: C115-149.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Wear. Passed by the following vote: Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-103: Grant Application for Hospitality Point Dock Upgrade.

(Mission Bay Park Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-945)

ADOPTED AS RESOLUTION R-292811

Authorizing the City Manager or his representative to: Apply to the California Department of Boating and Waterways (CDBW) for the Grant for the Project;

take all necessary actions to secure and accept the Grant for the Project; take all necessary actions to complete the Project, including negotiations and executing and submitting applications, agreements, amendments and payment requests;

Authorizing the City Auditor and Comptroller to appropriate and expend the Grant funds for the Project if the grant is secured;

Authorizing the City Auditor and Comptroller to establish a special interest bearing fund for the Grant;

Amending the FY 2000 Capital Improvement Program Budget by adding CIP-22-944.0 "Hospitality Point Dock Upgrade";

Authorizing the City Auditor and Comptroller to appropriate and expend an amount not to exceed \$11,686 from TOT Fund 102244 and \$95,000 from State Grant Fund 38098, to "Hospitality Point Dock Upgrade," CIP-22-944.0, for the Project;

Authorizing the City Auditor and Comptroller to appropriate and expend an amount not to exceed \$12,000 from Fire and Life Safety Services operating budget (Fund 100), and \$10,000 from Park and Recreation Department Allocated Reserve Funds (Fund 10001), to "Hospitality Point Dock Upgrade," CIP-22-944.0 for the Project.

CITY MANAGER SUPPORTING INFORMATION:

The California Department of Boating and Waterways has made grant funds available through the Clean Vessel Act grant program. This program funds marine pump out/dump stations throughout waters in the State of California. Mission Bay has been designated a "No Discharge Area," one of eleven such sites in the State of California. Currently, there is no public pump out facility within Mission Bay Regional Park. The proposed pump out will provide boaters in Mission Bay a safe, secure and legal way to dump their boat sewage.

FISCAL IMPACT:

If the \$95,000 grant is secured, \$12,000 from Fire and Life Safety Services, \$10,000 from the Park and Recreation Department, and \$11,686 of Transient Occupancy Tax (TOT) may be used to complete the \$128,686 project scope.

Culbreth-Graft/McLatchy/CIW

Aud. Cert. 2000790.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C115-149.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Wear. Passed by the following vote: Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-104: FY2001 State Park Trailer Bill Funding Process.

(See City Manager Report CMR-00-40.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-932) ADOPTED AS RESOLUTION R-292812

Authorizing the City Manager or representative to submit the Fiscal Year 2001 Park Project List to the City's State Legislature lobbyist in Sacramento;

Authorizing the City Manager or representative to conduct all negotiations, execute and submit all documents, including, but not limited to, applications, agreements, amendments, payment requests and so on, which may be necessary to complete the projects;

Authorizing the City Manager or representative to accept grant funds for the projects;

Authorizing the City Auditor and Comptroller to appropriate and expend funds for each project if grant funds are secured;

Authorizing the City Auditor and Comptroller to establish separate interest bearing accounts for each project grant that is secured.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C115-149.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Wear. Passed by the following vote: Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-105: Additional Funding - Metropolitan Operations Center MOC II (CIP-40-924.0).

(See City Manager Report CMR-00-41. Kearny Mesa Community Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-911) ADOPTED AS RESOLUTION R-292813

Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$1,264,100 from Fund No. 41508, CIP-45-911.0, South Metro Rehabilitation, to Sewer Fund No. 41509, CIP-40-924.0, Metropolitan Operations Center - MOC II Buildout;

Authorizing the expenditure of an amount not to exceed \$1,264,100 from Sewer Fund No. 41509, CIP-40-924.0, Metropolitan Operations Center - MOC II Buildout, to provide funds for additional project contingency;

Authorizing the City Auditor and Comptroller to transfer excess budgeted funds, if any, to the appropriate reserves on the advice of the administering department;

Authorizing and empowering the City Manager to execute a second amendment to the agreement of April 1, 1998, with Sillman/Wyman, Inc. for additional design services in connection with the Metropolitan Operations Center;

Authorizing the expenditure of an amount not to exceed \$62,000 to provide funds for the Amendment No. 2, as follows: \$44,000 from Fund No. 41509, CIP-40-924.0, Metropolitan Operations Center - MOC II Buildout; and \$18,000 from Fund No. 41506, CIP-46-196.0, Maintenance Facility Relocation Project.

Aud. Cert. 2000759.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C151-417.)

MOTION BY KEHOE TO ADOPT. Second by Stallings. Passed by the following vote: Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

* ITEM-106: Funding for the Design of Three Bicycle Facilities.

(La Jolla, Mira Mesa, and Mission Valley Community Areas. Districts 1, 5 and 6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-900) ADOPTED AS RESOLUTION R-292814

Authorizing the City Manager to apply for, accept and expend \$33,568 from Local Transportation Funds and \$5,550 in TransNet Bikeway Funds from SANDAG for the design of the following three bicycle facilities: 1) Fay Avenue Bike Path, 2) San Diego River Bicycle Path (Camino de la Reina Segments) and 3) Camino Santa Fe Bike path on Camino Santa Fe and Calle Cristobal;

Approving the addition of CIP-58-141.0 (Fay Avenue Bike Path - Design), CIP-58-142.0 (San Diego River Bicycle Path [Camino de la Reina Segment] - Design), and CIP-58-143.0 (Camino Santa Fe Bike Path - Design) to the FY 2000 Capital Improvement Program;

Approving the appropriation and expenditure of \$17,867 from CIP-58-141.0 (Fay Avenue Bike Path - Design) Fund No. 390061, for the design of a bicycle and pedestrian facility through City-owned right-of-way between Camino de la Costa and Nautilus Street;

Authorizing the appropriation and expenditure of \$5,550 from CIP-58-142.0 (San Diego River Bicycle Path [Camino de La Reina Segments] - Design) Fund No. 30301, for the design of a bike path along the San Diego River under State Route 163;

Approving the appropriation and expenditure of \$15,701 from CIP-58-143.0 (Camino Santa Fe Bike Path - Design) Fund No. 390061, for the design of a bike path to connect two existing bike paths on Camino Santa Fe and Calle Cristobal.

CITY MANAGER SUPPORTING INFORMATION:

This action will authorize the City Manager to apply for, accept and expend a total of \$39,118 in TDA/LFT and TransNet funds from SANDAG for the design of three bicycle facilities.

- 1) \$17,867 from CIP-58-141.0 (Fay Avenue Bike Path - Design) for the design of a bicycle and pedestrian facility through City-owned right-of-way between Camino de la Costa and Nautilus Street;
- 2) \$5,550 from CIP-58-142.0 (San Diego River Bicycle Path [Camino de La Reina Segments] - Design) for the design of a bike path along the San Diego River under State Route 163;
- 3) \$15,701 from CIP-58-143.0 (Camino Santa Fe Bike Path - Design) for the design of a bike path to connect two existing bike paths on Camino Santa Fe and Calle Cristobal.

FISCAL IMPACT:

Adding and expending a total of \$39,118 of which \$33,568 is LTF Funds (Fund 390061) and \$5,550 is TransNet Bikeway Funds (Fund 30301) in FY 00 CIP-58-141.0, CIP-58-142.0 and CIP-58-143.0.

Loveland/Gonzalez/AH

Aud. Cert. 2000728.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C115-149.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Wear. Passed by the following vote: Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-107: 3030 Front Street - Accelerated Sewer Project/Easement Acquisition.

(Uptown Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-751) ADOPTED AS RESOLUTION R-292815

Authorizing the City Auditor and Comptroller to expend an amount not to exceed \$25,000 from Fund No. 41506, CIP-46-206.0, Annual Allocation - Emergency and Accelerated Projects, for acquisition of property rights and related acquisition costs required for the construction of the Quince Street Sewer Project (Sewer Replacement Contract A2) located at 3030 Front Street, San Diego, California.

CITY MANAGER SUPPORTING INFORMATION:

This accelerated project will replace the existing deteriorated concrete sewer pipes and provide an improved alignment for the sewer mains which serve the area. The proposed sewer and new alignment will upgrade the existing system to current standards. It will also provide better accessibility for maintenance by relocating the sewer from a heavily vegetated canyon to existing paved areas. Approval of this action will provide funds for the acquisition of the property rights required for construction of the sewer line.

FISCAL IMPACT:

Funds in the amount of \$25,000 are available in Sewer Revenue Fund No. 41506, CIP-46-206.0 (Annual Allocation - Emergency and Accelerated Projects) for land acquisition and related acquisition costs.

Culbreth-Graft/Griffith/JBC

Aud. Cert.2000586.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C115-149.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Wear. Passed by the following vote: Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-108: Garnet Avenue Improvements - Rose Canyon Creek Bridge.

(Pacific Beach Community Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-934) ADOPTED AS RESOLUTION R-292816

Authorizing the expenditure of an amount not to exceed \$2,600 from Fund 30300, CIP-52-519.0 (Annual Allocation - Bridge Rails) for acquisition of property rights (a portion of Lot 1 of Marshall Court, according to Map No. 5121), and related acquisition costs required for the construction and improvements of the Rose Canyon Creek Bridge at Garnet Avenue.

CITY MANAGER SUPPORTING INFORMATION:

Current and projected traffic counts on Garnet Avenue call for the installation of barrier rails along the north and south sides of the Rose Canyon Creek Bridge, in order to meet CalTrans specifications. At the northeast side of the bridge crossing, the new railing is to run approximately 90 feet east of the bridge, culminating two feet in back of the existing curb line. In order to allow ample sidewalk width north of the new barrier rail, and to accommodate the removal and replacement of an existing street light pole, the subject property rights (54 square feet) are required. Approval of this action will authorize funds for the acquisition of the property rights required for installation of the railing.

FISCAL IMPACT:

Funds in the amount of \$2,600 are available in Annual Allocations - Bridge Rails, Fund 30300, CIP-52-519.0, for Garnet Avenue Improvements - Rose Canyon Creek Bridge.

Culbreth-Graft/Griffith/SLG

Aud. Cert. 2000766.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C115-149.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Wear. Passed by the following vote: Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

- * ITEM-109: Change Order No. 5 - Alvarado Water Treatment Plant, Phase I-PLC Based Remote Control Panels Construction.

(Navajo Community Area. District-7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-898) ADOPTED AS RESOLUTION R-292817

Approving Change Order No. 5, with Nielsen Dillingham Builders, Inc. for the construction of the Alvarado Water Treatment Plant PLC Based Remote Control Panels, dated January 5, 2000, increasing the contract price by \$734,696;

Authorizing the expenditure of not to exceed \$734,696 from the Water Revenue Fund 41500, CIP-73-261.0, Alvarado Water Treatment Plant Upgrade and Expansion, Phase 1.

CITY MANAGER SUPPORTING INFORMATION:

The Alvarado Water Treatment Plant Project is currently undergoing Phase I construction to upgrade the existing facilities, increase the capacity, meet new Federal Drinking Water Standards, and comply with the State of California's Department of Health Services Compliance Order No. 04-14-96CO-022 as adopted by City Council on November 28, 1994 (Resolution R-284995). Part of the upgrade includes a new computerized Plant Control System which will remotely monitor the water treatment process and allow operators to make adjustments from a central control room. Because the Control System would not need to be installed until near the end of the three year construction period, the decision was made to take advantage of changing technology and have the Control System design occur concurrently with the construction. The Control System must be installed, tested, and operational by January 2001 in order for the department to meet the Department of Health Services Compliance Order deadline. This change order handles the first portion of the Control System which involves wiring, installation of terminal block cabinets and installation of Programable Logic Controllers (PLC) Based Remote Control Panels. Approximately 80% of the change order price is allocated to equipment and purchase of the PLC Based Remote Control Panels.

The specification in the existing construction contract requires the contractor to install instrumentation and wiring up to the terminal block cabinets. This change order provides for installation of re-designed terminal block cabinets and making the necessary wire connections to the PLC's within the cabinet. Coordination of the installation is necessary to ensure the complete and proper interfacing of all the components and systems. Due to the complex nature, the thousands of necessary wire connections, and the site constraints of this area, it would be impractical to have two different contractors handling the work. Having one contractor be responsible for installing the PLC's will simplify the testing and commissioning of the system, avoid the duplication of testing costs, and eliminate potential disputes between contractors if there is a problem in the implementation.

Approval of the change order also will avoid significant delays in meeting the January 2001 deadline. The Project already has a contractor mobilized on site who is preparing for installation of the instrumentation and has the resources to do the work. The additional work would be constructed during the current construction period without the addition of any office staff or to the contract time. The Control System could not be completed in time if the work were advertised for competitive bids and awarded as a separate contract. The work under this change order must be completed by November 2000 in order to allow time for the programming and system interface development, calibration, testing, etc. before the January 2001 completion date. If the deadline is not met, the system would have to be manually run resulting in increased staffing and overtime.

Delay in implementation of the Control System would also impact the schedules of contractors working on the Project which would increase the cost of the Project. This amendment to the construction contract will authorize the expenditure of the funds necessary to construct the PLC Based Remote Control Panels which form part of the Control System for the Alvarado Water Treatment Plant. The original construction contract amount for Phase I of the Project is \$35,801,000. The amount of the change order is \$734,696 which is 1.1% above the engineer's estimate of \$726,702.

FISCAL IMPACT:

The total estimated cost of this Amendment is \$734,696. Funding is available from the Water Revenue Fund 41500, CIP-73-261.0, Alvarado Water Treatment Plant Upgrade and Expansion, Phase I.

Loveland/Gardner/MBW

Aud. Cert. 2000724.

FILE LOCATION:

CONT- Nielsen Dillingham Builders, Inc.

COUNCIL ACTION:

(Tape location: C115-149.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Wear. Passed by the following vote: Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-110: Seismic Retrofit of the General Dynamics Pedestrian Overcrossing Over Pacific Highway.

(Uptown Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-957) ADOPTED AS RESOLUTION R-292818

Accepting the Program Supplement Modification No. 11-5004 (002-M2) to Local Agency-State Agreement for Federal Aid Project No. STPLZ 5004(076) in the amount of \$84,000 for Seismic Retrofit of General Dynamics Pedestrian Overcrossing Bridge Over Pacific Highway, of which \$59,000 was previously accepted per Resolution No. R-291849, adopted on June 28, 1999;

Authorizing the appropriation of the additional \$25,000 to CIP-53-037.0, Annual Allocation - Earthquake Restrainers for Bridges, for construction of Seismic Retrofit of General Dynamics Pedestrian Overcrossing Over Pacific Highway;

Authorizing the expenditure of an amount not to exceed \$25,000, of which \$22,132 is from Fund 38717, and \$2,868 is from Fund 38857, Earthquake Restrainers for Bridges, for construction of Seismic Retrofit of General Dynamics Pedestrian Overcrossing Over Pacific Highway;

Authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess funds, if any, to the appropriate reserves.

CITY MANAGER SUPPORTING INFORMATION:

The General Dynamics Pedestrian Overcrossing Over Pacific Highway has been identified as a seismically deficient bridge by CalTrans. This project will provide for construction of infill shear walls and catcher blocks such that the bridge will meet current seismic standards. The total project cost is 88.53 percent Federally funded and 11.47 percent State funded. Total

estimated construction cost for this project originally was \$59,000. However, by accepting the third lowest bidder (the first two bidders did not meet the EOCP requirements), the construction cost increased from \$59,000 to \$84,000.

FISCAL IMPACT:

Funds below are available and programmed for this work:

Total estimated cost:	\$162,842
Total Contribution through:	
Program Supplement No. 11-5004 (040):	\$ 78,842
Program Supplement No. 11-5004 (002-M1 & M2):	\$ 84,000

Loveland/Belock/PB
Aud. Cert. 2000753.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C151-417.)

MOTION BY KEHOE TO ADOPT. Second by Stallings. Passed by the following vote:
Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-111: Point Loma Kelp Forest Studies - Regents of University of California Agreement.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-914) ADOPTED AS RESOLUTION R-292819

Authorizing a phase funded agreement with the Regents of the University of California, for consultant services in connection with Point Loma Kelp Forest Studies, for a period of two years and a total amount of not to exceed \$484,411 as follows: \$141,602 for phase one; \$242,115 for phase two; and \$100,694 for phase three;

Authorizing the expenditure of an amount not to exceed \$141,602 from Sewer Revenue Fund No. 41508, to provide funds for the first phase (Fiscal Year 2000);

Authorizing the expenditure of an amount not to exceed \$242,115 from FY 2001 appropriations, to provide funds for the second phase of this agreement, contingent on Council approval of the Fiscal Year 2001 operating budget; and an amount not to exceed \$100,694 from FY 2002 appropriations, to provide funds for the third phase of this agreement, contingent on Council approval of the FY 2002 operating budget.

CITY MANAGER SUPPORTING INFORMATION:

The NPDES permit for the outfall includes an annual provision that the aerial extent of the kelp canopy be mapped and reported to the Regional Water Quality Control Board. Significant changes in the canopy must be followed up by an underwater investigation.

These studies have been conducted by the Regents of the University of California since 1992. Studies to date have not found any correlation between fluctuations in the health of the kelp bed and the outfall, especially since it was extended. However, allegations linking declines in the kelp bed to discharge from the Pt. Loma outfall continue to require work to distinguish impacts from things such as dredging in San Diego Bay and oceanographic processes (El Niño/La Niña) from any impacts that may be related to the outfall discharge. Work such as this could increase knowledge and understanding of the impacts to the kelp bed, clearly establishing the lack of impact from the outfall discharge.

FISCAL IMPACT:

The total cost of this agreement shall not exceed \$484,411. Total amount of \$484,411 shall be encumbered in three phases over three fiscal years: Phase I (FY 2000) \$141,602; Phase 2 (FY 2001) \$242,115; and Phase 3 (FY 2002) \$100,694.

Loveland/Schlesinger/ACL

Aud. Cert. 2000797.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C151-C417.)

MOTION BY KEHOE TO ADOPT. Second by Stallings. Passed by the following vote: Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

* ITEM-112: Reappointments to the Citizens Equal Opportunity Commission.

(See memorandum from Mayor Golding dated 2/8/2000.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-930) ADOPTED AS RESOLUTION R-292820

Council confirmation of the following reappointments by the Mayor to serve as members of the Citizens Equal Opportunity Commission for two-year terms:

<u>NAME</u>	<u>CATEGORY</u>	<u>TERM ENDING</u>
Dr. Dianette "Doni" Mitchel (reappointment)	City at Large	January 1, 2001
George C. Aguilar (Chairman) (reappointment)	City at Large	January 1, 2002

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C115-149.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Wear. Passed by the following vote: Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-113: Nomination to the San Diego Transit Board.

(See memorandum from Mayor Golding dated 2/8/2000 with resume attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-931) ADOPTED AS RESOLUTION R-292821

Nominating Patti Krebs for appointment by the Metropolitan Transit Development Board (MTDB), to serve as a member of the San Diego Transit Board, for a term ending June 30, 2002, to replace Joanne M. Pastula, whose term has expired.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C115-149.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Wear. Passed by the following vote: Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-114: Appointment to the Small Business Advisory Board.

(See memorandum from Mayor Golding dated 2/8/2000 with resume attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-939) ADOPTED AS RESOLUTION R-292822

Council confirmation of the appointment by the Mayor of Jesse R. Navarro, to serve as a member of the Small Business Advisory Board, for a term ending July 1, 2001, representing the Member at Large category, replacing Leo March, who has resigned.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C115-149.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Wear. Passed by the following vote: Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

- * ITEM-115: As-Needed Biological Services (2000-2002) Agreement with Dudek & Associates, Inc.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-953) ADOPTED AS RESOLUTION R-292823

Authorizing and empowering the City Manager to execute an agreement with Dudek & Associates, Inc. for as-needed biological services for the Metropolitan Wastewater Department in Fiscal Years 2000-2002;

Authorizing the expenditure of an amount not to exceed \$500,000 from Fund No. 41506 to provide funds for the agreement.

CITY MANAGER SUPPORTING INFORMATION:

The Metropolitan Wastewater Department (MWWD) advertised for As-Needed Biological Services in October, 1999. Three (3) proposals were received and a selection committee, in compliance with MWWD guidelines, was convened. Three companies gave presentations to the committee and Dudek and Associates was selected. The agreement with Dudek & Associates, Inc., will provide As-Needed Biological Services for the Metropolitan Wastewater Department (MWWD). The Agreement will cover a period of two (2) years and will not exceed \$500,000. MWWD's current As-Needed Biological Services Contract is nearing its completion, and MWWD anticipates continued As-Needed Biological Services in support of the department. The As-Needed Biological Services Agreement is crucial in meeting various CIP schedules. Services anticipated include conducting biological field surveys and mapping, wetlands delineations, biological assessments, biological construction monitoring, revegetation monitoring, regulatory permitting, and preparation of conceptual and construction-level revegetation plans, on an as-needed basis, in compliance with local (City), State, and Federal requirements, if applicable.

MBE/WBE UTILIZATION:

In keeping with the City of San Diego's policy to voluntarily provide subcontracting opportunities to all interested and qualified firms, including minority and women, Dudek & Associates, Inc. has retained the following subconsultants as members of their consultant team in connection with this As-Needed Biological Services Agreement:
Certified Subconsultants:

MBE - Morena Aerial Photo Surveys
MBE - Tierra Environmental Services

Due to the nature of as-needed projects, the percentage utilization of the above-mentioned MBE subconsultants is dependent upon the tasks authorized by the City and the type of work required as part of those tasks.

FISCAL IMPACT:

The cost of this Agreement for As-Needed Biological Services from Dudek & Associates, Inc. for March 2000 to March 2002, is not to exceed \$500,000.

Loveland/Schlesinger/CME

Aud. Cert. 2000798.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C115-149.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Wear. Passed by the following vote: Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-116: Two actions related to San Pasqual Christmas Tree Farms.

(San Pasqual Valley Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2000-963) ADOPTED AS RESOLUTION R-292824

Certifying that the information contained in Mitigated Negative Declaration LDR-98-1172, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and that said Declaration reflects the independent judgement of the City as Lead Agency

and that the information contained, together with any comments received during the public review process, has been reviewed and considered by the Council in connection with approval of the project;

Declaring that the Council finds that project revisions now mitigate potentially significant effects on the environment previously identified in the Initial Study and approving the Mitigated Negative Declaration;

Adopting the Mitigation Monitoring and Reporting Program.

Subitem-B: (R-2000-962) ADOPTED AS RESOLUTION R-292825

Authorizing three 25-year lease agreements with San Pasqual Christmas Tree Farms, as follows: 1) For 21250 San Pasqual Road (14 acres) at an initial annual rent of \$720; 2) For 24330 San Pasqual Road (20 acres) at an initial annual rent of \$4,000; 3) For 2185 Cloverdale Road (35 acres) at an initial annual rent of \$10,750.

CITY MANAGER SUPPORTING INFORMATION:

On February 2, 1999, City Council, in closed session, authorized exclusive lease negotiations with Marc Lindshield, President of San Pasqual Christmas Tree Farms, Inc. (SPCTF) for the operation of the three leases in San Pasqual Valley . The San Pasqual Lake Hodges Planning Group and the Agricultural Advisory Board have recommended approval. The basic terms of the three leases are:

	LEASE 1	LEASE 2	LEASE 3
Acreage	14	20	35
Use	Orange Grove	Row Crops	Orange Grove
Term	25 years	25 years	25 years
Minimum Annual Rent	\$720	\$4,000	\$10,750
	YEARS	YEARS	
Percentage of Gross Income	1 - 4 - 12% 5 - 9 - 16% 10+ - 20%	N/A (See below)	1 - 4 - 12% 5 - 9 - 16% 10+ - 20%
		YEAR	
Flat Rate	-----	2 - \$5,000 3 - \$6,000 4 - \$7,000 5-10 \$8,000	-----

The proposed leases reflect the City's updated lease provisions including Multiple Species Conservation Program, Best Management Practices, cultural and biological issues and the San Dieguito River Valley Park Trail Systems. The Water Department has reviewed and approved these leases.

FISCAL IMPACT:

Minimum annual rents totaling \$15,470 will be deposited in to the Water Department Fund.

Culbreth-Graft/Griffith/DWE

FILE LOCATION: SUBITEMS A & B: LEAS-San Pasqual Christmas Tree Farms

COUNCIL ACTION: (Tape location: C151-417.)

MOTION BY KEHOE TO ADOPT. Second by Stallings. Passed by the following vote: Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

*ITEM-117: CA Integrated Waste Management Board (CIWMB) Grants and Related Agreements for FY 01 through FY 03.

(See City Manager Report CMR-00-43.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-956) ADOPTED AS RESOLUTION R-292826

Authorizing and empowering the City Manager to apply for and accept California Integrated Waste Management Board (CIWMB) Use Oil Recycling Block Grants, and other CIWMB Oil and Household Hazardous Waste Grants available for FY 2001 through FY 2003;

Designating the Deputy Environmental Services Director as the person to sign all CIWMB Use Oil Recycling Block Grants and other CIWMB Oil and Household Hazardous Waste Grant related documents and agreements on behalf of the City;

Authorizing the continued staffing to implement and administer CIWMB approved grant activities and agreements contingent upon the Council approval of the FY 2001 through FY 2003 budgets.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C115-149.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Wear. Passed by the following vote: Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea

ITEM-150: Subcontracting Outreach Program.

(See memorandum from Stacey Stevenson, Deputy Director, Contract Services Division dated 2/22/2000; City Manager Report CMR-99-186; and letter from C.W. Burke dated 9/22/99.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-943) ADOPTED AS RESOLUTION R-292827

Authorizing the City Manager to adopt the proposed Subcontracting Outreach Program, with such changes as may be determined by the City Manager or his designee to best meet the objectives of the Program, subject to approval as to legality by the City Attorney;

Authorizing approximately \$65,620 from Fund No. 100, Account No. 1100, in staffing expenses for Fiscal Year 2000 and the annual staffing expense of approximately \$262,482, and that the position will be fully cost recoverable through various CIP projects, commencing with Fiscal Year 2001.

**PUBLIC SAFETY AND NEIGHBORHOOD SERVICES COMMITTEE'S
RECOMMENDATION:**

On 10/6/99, PS&NS voted 5-0 to approve the City Manager's recommendations with further direction to the City Manager to: a) Meet with interested parties to review the potential and

viability for increasing the contract threshold above \$100,000; b) meet with interested parties to review the potential and viability of increasing the 20 percent sub-contracting requirement to better address the intent of recommendations coming from the City's disparity study; c) create a standardized definition of Disadvantaged Business Enterprise based on economic criteria; and d) review the need and potential for implementing the mandatory sub-contracting program recommended by the Citizens Equal Opportunity Commission one year after the implementation of the Sub-Contracting Outreach Program. (Councilmembers Mathis, Wear, Kehoe, Stevens and Warden voted yea.)

Aud. Cert. 2000788.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C151-417.)

MOTION BY KEHOE TO ADOPT. Second by Stallings. Passed by the following vote: Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-151: Non-Discrimination in Subcontracting.

(See City Manager Report CMR-99-186 and letter from C.W. Burke dated 9/22/99.)

TODAY'S ACTION IS:

Introduce the following ordinance:

(O-2000-143) INTRODUCED, TO BE ADOPTED ON APRIL 10, 2000

Introduction of an Ordinance amending Chapter II, Article 2 of the San Diego Municipal Code by adding Division 34, Sections 22.3401, 22.3402, 22.3403, 22.3404, 22.3405, 22.3406, 22.3407, 22.3408, 22.3409, 22.3410, 22.3411, 22.3412, 22.3413, 22.3414, 22.3415, 22.3416, 22.3417, establishing a nondiscrimination policy and complaint process for business firms that do business with the City of San Diego.

**PUBLIC SAFETY AND NEIGHBORHOOD SERVICES COMMITTEE'S
RECOMMENDATION:**

On 10/6/99, PS&NS voted 5-0 to approve the City Manager's recommendation.
(Councilmembers Mathis, Wear, Kehoe, Stevens, Warden voted yea.)

FILE LOCATION: NONE.

COUNCIL ACTION: (Tape location: C151-417.)

MOTION BY KEHOE TO INTRODUCE. Second by Stallings. Passed by the following
vote: Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-152: Reinvestment Task Force Credit Service Report.

(See Countywide Credit Needs Assessment Study; and news articles.)

TODAY'S ACTION IS:

Adopt the following resolution:

(R-2000-879) ADOPTED AS RESOLUTION R-292828

Accepting the research and findings contained in the Countywide Credit Needs
Assessment Study, Economics Research Associates Project No. 12911, dated
October 1999.

**PUBLIC SAFETY AND NEIGHBORHOOD SERVICES COMMITTEE'S
RECOMMENDATION:**

On 1/12/2000, PS&NS voted 4-0 to accept the research and findings in the Credit Needs
Assessment report and to forward the Task Force report to the City Council for consideration and
adoption. The Task Force was also directed to develop a Three-Year Reinvestment Master Plan
with the budget and purpose of that Master Plan to be correcting the disinvestment issue
identified in the Credit Needs Assessment report. (Councilmembers Mathis, Stevens, Warden
and Stallings voted yea. Councilmember Wear not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C151-417.)

MOTION BY KEHOE TO ADOPT THE REVISED RESOLUTION SIGNED BY THERESA MCATEER. Second by Stallings. Passed by the following vote: Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-200: Sale - San Diego Jewish Academy.

(Continued from the meeting of February 22, 2000, Item 204, at the City Manager's request, for further review.)

(Carmel Valley Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-892) ADOPTED AS RESOLUTION R-292829

Authorizing the sale by negotiation of a 0.70 acre parcel of land located at the southwest corner of S.R.56 and Carmel Creek Road in the Carmel Valley for the amount of \$245,000 to the San Diego Jewish Academy;

Authorizing the execution of a grant deed, granting to San Diego Jewish Academy the 0.70 acre parcel of land;

Declaring that no broker's commission shall be paid by the City on the negotiated sale.

CITY MANAGER SUPPORTING INFORMATION:

The City owns a 0.70 acre parcel of land in the Carmel Valley Community. The parcel is triangular in shape, located west of Carmel Creek Road and south of and adjacent to the boundary line for the Carmel Valley Restoration Enhancement Project (CVREP).

The property was part of a negotiated acquisition when CVREP was established, and lies outside

the CVREP boundary line and is excess to the City's needs. The adjacent property owner, the San Diego Jewish Academy, has proposed to purchase this parcel to be joined to their adjacent property. Staff recommends approval of the sale to the San Diego Jewish Academy. A fair market value appraisal of the City parcel established a sale price of \$245,000.

FISCAL IMPACT:

The amount of \$245,000 will be deposited in the General Capital Outlay Fund 302453.

Culbreth-Graft/Griffith/RAG

FILE LOCATION: DEED F-7716

COUNCIL ACTION: (Tape location: C151-417.)

MOTION BY KEHOE TO ADOPT. Second by Stallings. Passed by the following vote: Mathis-not present, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-201: Cost Reimbursement District Agreement between Pardee Construction Company and the City of San Diego.

(Carmel Valley Community Area. District-1)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-961) RETURNED TO THE CITY MANAGER

Establishing the Carmel Valley Neighborhood #10 Cost Reimbursement District as shown on Plat Number 4091;

Authorizing the City Manager to execute a Cost Reimbursement Agreement with Pardee Construction Company;

Approving the public improvements eligible for reimbursement, the determination of excess costs to be reimbursed, and the apportionment of the

excess costs to the parcels within the Cost Reimbursement District as set in the Engineer's Report for the Carmel Valley Neighborhood 10 Cost Reimbursement District, including limiting the term to twenty years for when the assessed costs are due and payable;

Accepting a cash advance in the amount of \$11,000 from Pardee Construction Company; and authorizing the expenditure of the \$11,000 from Fund 720221, for the purpose of providing for City administrative costs.

CITY MANAGER SUPPORTING INFORMATION:

Pardee Construction Company submitted an application requesting that the City initiate proceedings for the formation of Carmel Valley Neighborhood 10 Cost Reimbursement District (CRD). The public improvements for which the developer is seeking reimbursement include surface improvements and underground utility construction for portions of Carmel Country Road, Carmel Mountain Road, and Street A. On August 2, 1999, the City Council authorized the execution of a District Formation Cost Agreement with Pardee Construction Company, the developer of Carmel Valley Neighborhood 10. Pardee will construct the improvements mentioned above. They are seeking partial reimbursement from owners of other properties which receive benefits from the improvements. The improvements are required as part of the Carmel Valley Community Plan and were included in the Carmel Valley Neighborhood 10 tentative map conditions (TM-93-0141). The improvements being constructed by Pardee will benefit other properties, and it is proposed that the cost of the improvements be spread to those properties based on the benefits they receive. The total estimated cost of the improvements is \$19,722,664. Of this amount, Pardee is responsible for \$17,125,247, and the remaining \$2,597,417 is the responsibility of other benefitting properties upon development.

FISCAL IMPACT:

The developer has advanced an additional \$11,000 for City administrative services. Ninety one thousand (\$91,000) has previously been authorized for the payment of Engineering Consultant services (\$71,800) and City administrative services (\$20,000).

Culbreth-Graft/Haase/SL
Aud. Cert. 2000795.

ENVIRONMENTAL IMPACT:

This project is exempt from CEQA pursuant to State CEQA Guidelines Section 15061(b)(3).

FILE LOCATION: STRT-CR27 [50]

COUNCIL ACTION: (Tape location: C119-125.)

MOTION BY KEHOE TO RETURN TO THE CITY MANAGER AT HIS REQUEST.
Second by Wear. Passed by the following vote: Mathis-not present, Wear-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor
Golding-yea.

ITEM-S400: Federal Legislative Update - Congressman Bob Filner.

PRESENTED

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A-042-383.)

NON-DOCKET ITEMS:

NONE.

ADJOURNMENT:

The meeting was adjourned by Chairperson Wear at 4:10 p.m. in honor of the memory of:

Dar-Rell Gholson and Joanne Riggi as requested by Council Member Kehoe;
Margie Rowe Grundy as requested by Council Member Stevens;
Clifford Batteau as requested by Council Member Stallings; and
Queen Mary Montroy as requested by Mayor Golding and Council Member Wear.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: C427-507).